

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK  
BENJAMIN ASHMORE,

Plaintiff,

-against-

CGI GROUP INC. and CGI FEDERAL INC.,

Defendants.

ANALISA TORRES, District Judge:

USDC SDNY  
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11 Civ. 8611 (AT)

**ORDER**

Having reviewed the parties' letters dated June 23, 27 and 29, 2016, it is ORDERED that:

1. Benjamin Ashmore's request for a stay pending appeal is DENIED because he has not established, *inter alia*, a substantial possibility of success on appeal, *see Mohammed v. Reno*, 309 F.3d 95, 100 (2d Cir. 2002).
2. Ashmore and Trustee Barbara A. Edwards' request for an extension of the time to file a motion to substitute the Trustee as plaintiff is DENIED. Any motion to be substituted as plaintiff in this action shall be filed by **July 8, 2016**. Failure to do so shall result in dismissal of the action with prejudice. *See* Fed. R. Civ. P. 41(b).
3. Defendants' request to brief the issue of judicial estoppel is premature and therefore DENIED without prejudice to renewal.

SO ORDERED.

Dated: June 30, 2016  
New York, New York



ANALISA TORRES  
United States District Judge